

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE (1) APPROVING A PROPOSED OVERALL DISADVANTAGED BUSINESS ENTERPRISE (DBE) PARTICIPATION RACE-NEUTRAL GOAL OF 5.0% FOR FEDERAL AVIATION ADMINISTRATION (FAA) AIRPORT IMPROVEMENT PROGRAM GRANT FUNDED AIRPORT DEVELOPMENT PROJECTS AT THE NORMAN Y. MINETA SAN JOSÉ INTERNATIONAL AIRPORT FOR FEDERAL FISCAL YEARS 2023-2025; (2) AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT THE THREE-YEAR DBE PARTICIPATION PLAN TO THE FAA, WHICH IS DUE BY AUGUST 1, 2022; AND (3) AUTHORIZING THE CITY MANAGER TO MAKE REVISIONS AS REQUESTED BY THE FAA

WHEREAS, the City of San José (“City”) owns and operates the Norman Y. Mineta San José International Airport (“Airport”); and

WHEREAS, the U.S. Department of Transportation’s (“DOT”) Disadvantaged Business Enterprise (“DBE”) Program provides a vehicle for increasing the participation of disadvantaged business enterprises in federally funded procurement projects; and

WHEREAS, under Federal Aviation Administration (“FAA”) regulations, the City is required to submit to the FAA an updated DBE Program participation plan (“Participation Plan”) every three years that incorporates anticipated new opportunities, potential DBE participants, and a new goal for DBE participation (“Participation Goal”); and

WHEREAS, the FAA’s approval of the Airport’s DBE Program Participation Plan will result in the City being compliant with the DOT’s DBE Program requirements and allow the City to remain eligible to receive FAA Airport Improvement Program (“AIP”) grant funds for development projects at the Airport; and

WHEREAS, for Federal Fiscal Years (“FFY”) 2023-2025, the City’s proposed overall DBE Program Participation Goal for FAA AIP grant funded development projects at the Airport is 5.0%, which is to be achieved through race-neutral methods;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The proposed overall DBE race-neutral Participation Goal of 5.0% for the FAA AIP grant funded Airport development projects at the Airport for FFYs 2023-2025 is hereby approved.
2. The City Manager or his designee is hereby authorized to submit the three-year DBE Participation Plan for FFY 2023-2025 to the FAA, which is due by August 1, 2022.
3. The City Manager is hereby authorized to make revisions to the Airport’s three-year DBE Program Participation Plan for FFY 2023-2025, as requested by the FAA.

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ADOPTED this _____ day of _____, 2022, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk